

02/16/05

zww AF#

<b>AMENDMENT TRANSMITTAL LETTER</b>			Docket No. DNI-041RCE
Application No. 09/163272-Conf. #9801	Filing Date September 29, 1998	Examiner Anne Marie Falk	Art Unit 1632

Applicant(s): Jonathan DINSMORE

Invention: PORCINE SPINAL CORD CELLS AND THEIR USE IN SPINAL CORD REPAIR

**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	74	- 73 =	1	x 25.00	25.00
Independent Claims	5	- 4 =	1	x 100.00	100.00
Multiple Dependent Claims (check if applicable) <input checked="" type="checkbox"/>					
Other fee (please specify): Extension for response within third month; Notice of appeal					760.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					<b>885.00</b>

☐ Large Entity

☒ Small Entity

☐ No additional fee is required for this amendment.

☒ Please charge Deposit Account No. 12-0080 in the amount of \$ 885.00.  
A duplicate copy of this sheet is enclosed.

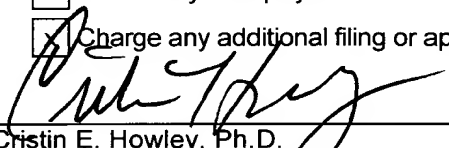
☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-0080 as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

  
Cristin E. Howley, Ph.D.  
Attorney Reg. No.: 55,281

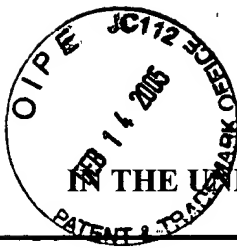
Dated: February 14, 2005

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109  
(617) 227-7400

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV418603784US, in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 14, 2005

Signature:  (Cristin E. Howley, Ph.D.)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re the application of:** Jonathan Dinsmore

**Serial No.:** 09/163,272

**Filed:** September 29, 1998

**For:** *Porcine Spinal Cord Cells and Their  
Use in Spinal Cord Repair*

**Attorney Docket No.:** DNI-041RCE

**Group Art Unit:** 1632

**Examiner:** Anne-Marie Falk,  
Ph.D.

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

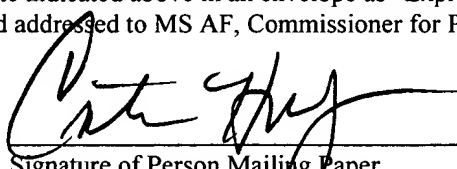
**CERTIFICATION UNDER 37 CFR 1.10**

Date of Deposit: February 14, 2005

Mailing Label Number: EV418603784US

I hereby certify that this 37 CFR 1.53(d) request and the documents referred to therein as enclosed are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Cristin E. Howley  
Name of Person Mailing Paper

  
Signature of Person Mailing Paper

**AMENDMENT AND RESPONSE AFTER FINAL**

Dear Sir:

In response to the Office Action dated August 12, 2004, Applicant submits the following remarks. A request for the appropriate extension of time in which to respond is being filed concurrently herewith, as well as a Notice of Appeal.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this Amendment and Response. Remarks/Arguments begin on page 11 of this paper. Please amend the above-referenced application as follows:

02/17/2005 MAHHE1 00000013 120080 09163272

01-FC:2201 100.00 DA  
02 FC:2202 25.00 DA